

Message

From: Kimball, Lori (Chip) K [lkimball@blm.gov]
Sent: 9/15/2020 8:56:31 PM
To: Robinson, Valois [Robinson.Valois@epa.gov]
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda - EJ in the NRC SEIS

OK

From: Robinson, Valois <Robinson.Valois@epa.gov>
Sent: Tuesday, September 15, 2020 2:52 PM
To: Kimball, Lori (Chip) K <lkimball@blm.gov>
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda - EJ in the NRC SEIS

I did a PPT. The Tribe requested a pdf of it afterwards.

Valois

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From: Kimball, Lori (Chip) K <lkimball@blm.gov>
Sent: Tuesday, September 15, 2020 2:49 PM
To: Robinson, Valois <Robinson.Valois@epa.gov>
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda - EJ in the NRC SEIS

What format have they used in the past. PPT or just verbal?

From: Robinson, Valois <Robinson.Valois@epa.gov>
Sent: Tuesday, September 15, 2020 2:47 PM
To: Kimball, Lori (Chip) K <lkimball@blm.gov>
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda - EJ in the NRC SEIS

I think that sounds good.

Valois

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From: Kimball, Lori (Chip) K <kimball@blm.gov>
Sent: Tuesday, September 15, 2020 2:45 PM
To: Robinson, Valois <Robinson.Valois@epa.gov>
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda - EJ in the NRC SEIS

OK, so I could just do a presentation on BLM's responsibilities on this project. That will work.

Chip

From: Robinson, Valois <Robinson.Valois@epa.gov>
Sent: Tuesday, September 15, 2020 2:18 PM
To: Kimball, Lori (Chip) K <kimball@blm.gov>
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda - EJ in the NRC SEIS

Sorry – I didn't mean to send you down the wrong path there!
BLM should be good with Environmental Justice. It was addressed in the NRC SEIS. (see below)
You don't have to worry about NEPA functional equivalence because you all cooperated on the SEIS with NRC.
NEPA functional equivalence is something EPA must demonstrate.

I haven't received any confirmation from the Tribe yet for Oct 2.

SEIS EJ Sections
4.12 Environmental Justice Impacts
5.12 Environmental Justice (Section 5 is the Cumulative Impacts section)

Here are the EJ paragraphs from the SEIS Exec Summary:

Environmental Justice

All Phases: The percentage of minority populations living in affected block groups in the vicinity of the proposed Dewey-Burdock ISR Project site in Custer and Fall River Counties in South Dakota and Weston County in Wyoming does not significantly exceed the percentage of minority populations recorded at the state and county level and is well below the national level. Furthermore, the percentage of low-income populations living in affected census tracts in the vicinity of the proposed project site in Custer, Fall River, and Weston Counties does not significantly exceed the percentage of low-income populations recorded at the state or county level. Therefore, there will be no disproportionately high and adverse impacts to minority and low-income populations from the construction, operation, aquifer restoration, and decommissioning of the proposed Dewey-Burdock ISR facility.

The population closest to the proposed Dewey-Burdock ISR Project that could be impacted by environmental justice concerns is the Pine Ridge Indian Reservation located approximately 80 km [50 mi] east in Shannon County, South Dakota. Based on 2010 United States Census Bureau data, this reservation has both minority (greater than 95 percent Native American (Oglala Sioux Tribe)) and low-income populations. Environmental justice impacts to Native American tribes living in the vicinity of the proposed project are not expected to differ from those experienced by other populations. The proposed action has the potential to affect certain sites of religious and cultural significance to Native American tribes; however, the impacts to such sites are expected to be reduced through mitigation strategies developed through the National Historic Preservation Act Section 106 consultation process.

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From: Kimball, Lori (Chip) K <lkimball@blm.gov>
Sent: Tuesday, September 15, 2020 1:41 PM
To: Robinson, Valois <Robinson.Valois@epa.gov>
Subject: RE: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda

Thank you, Valois. I need to think through the bullet points you sent, as I'm not sure how we would approach the subjects of environmental justice or functional equivalence. Let me visit with my specialists and see what we would want to present.

I'll get back with you quickly. Do you know that we are still on for Oct 2?

Chip

From: Robinson, Valois <Robinson.Valois@epa.gov>
Sent: Tuesday, September 15, 2020 1:27 PM
To: Kimball, Lori (Chip) K <lkimball@blm.gov>
Subject: [EXTERNAL] RE: Meeting at Oglala - draft proposed agenda

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Hi Chip,
Thanks for the heads-up!

Jennifer Spotted Bear had asked that I put together a draft proposed agenda for the meeting on the 11th. I have put together another draft proposed agenda for Oct 2 that I will send to her, but wanted to get your input on it before I did.

The agenda is based on the attached agenda the Tribe sent EPA back in June. We covered the first part of the Tribe's June agenda in an earlier meeting. I think the Tribe would like to hear the same info from BLM on the PoO. Here are the topic bullets we covered:

- Describe the Project
- Describe EPA Permitting Authority
- EPA approach to Cultural Resources and NHPA
- EPA approach to Water Resource Protections
- EPA approach to Environmental Justice Issues
- EPA's Functional Equivalence Program

I wasn't sure how much time you would need to cover this info. I put 45 minutes into the proposed agenda for it. Please let me know if you would like more time. Also please let me know if you have suggestions about the rest of the agenda, too.

Would BLM like to have a call with the EPA meeting attendees before the meeting with the Tribe?

Thanks!

Valois

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From: Kimball, Lori (Chip) K <lkimball@blm.gov>
Sent: Tuesday, September 15, 2020 10:46 AM
To: Robinson, Valois <Robinson.Valois@epa.gov>
Subject: Meeting at Oglala

Valois,

We are still planning on being at Oglala on Oct 2, but do not have a schedule yet. We are going to meet at Dewey Burdock on Oct 1 at 2:00 to look at the site and you guys are welcome to join us.

We will be staying at the Baymont Suites in Hot Springs Oct 1 and Oct 2.

Chip